

# Express Mail No. EV619622025US AUT/008 Cont.

#### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Michael Lax et al.

Application No.: 10/796,332 Confirmation No.: 2003

Filed: March 8, 2004

For : CASE WITH INTERNAL LOCK

Group Art Unit : 3676

Examiner : Lloyd A. Gall

New York, New York 10020 June 23, 2006

Mail Stop RCE Commissioner for Patents P.O. Box 1450 Alexandria, Virginia 22313-1450

# TERMINAL DISCLAIMER UNDER 37 C.F.R. § 1.321(b,c)

Sir:

Autronic Plastics, Inc., a corporation of the State of New York, having an office and place of business at 29 New York Avenue, Westbury, New York 11590, represents that it is the assignee of the entire right, title and interest, by assignment, of the following pending United States patent applications:

1. Application No. 10/796,332, filed March 8, 2004, for "CASE WITH INTERNAL LOCK." Application No. 10/796,332 is a continuation of Application No. 09/858,457, filed May 16, 2001. Rights in Application No. 10/796,332 were assigned to Autronic Plastics, Inc. by virtue of an assignment filed in

connection with Application No. 09/858,457. The assignment of Application No. 09/858,457 was recorded on October 8, 2003 at Reel 14565, Frames 661-2.

2. Application No. 11/214,656, filed

August 29, 2005, for "STORAGE CASE LOCKING MEMBER." An

assignment of Application No. 11/214,656 to Autronic

Plastics, Inc. was executed on June 23, 2006 (copy

attached).

The undersigned, on behalf of Autronic Plastics, Inc., hereby disclaims the terminal portion of the term of any patent to be issued on the present Application No. 10/796,332 which would extend beyond the expiration date of the full statutory term of any patent to be issued on Application No. 11/214,656.

The undersigned, on behalf of Autronic Plastics, Inc., agrees that any patent to be issued on the present Application No. 10/796,332 shall be enforceable only for and during such period as the legal title to such patent shall be the same as the legal title to any patent to be issued on Application No. 11/214,656, this agreement to run with any patent to be issued on Application No. 10/796,332 and to be binding upon the grantee of such patent and its successors and assigns.

The undersigned, on behalf of Autronic Plastics, Inc., does not disclaim any terminal part of the term of any patent to be issued on the present Application No. 10/796,332 prior to the expiration date of the full statutory term of any patent to be issued on Application No. 11/214,656, in the event that such patent

to be issued on Application No. 11/214,656: (a) expires for failure to pay a maintenance fee, (b) is held unenforceable, (c) is found invalid, (d) is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. § 1.321(a, b), (e) has all claims cancelled by a reexamination certificate, or (f) is otherwise terminated prior to expiration of its statutory term, except for the separation of legal title stated above.

The undersigned hereby states and certifies that:

- 1. He is an attorney of record in the above-identified patent application and is authorized to act on behalf of assignee corporation in connection with said application; and
- 2. The relevant evidentiary documents have been reviewed and, to the best of the undersigned's and assignee's knowledge and belief, title to the

above-identified Application No. 10/796,332, is in assignee.

New York, New York 10020

Date:

AUTRONIC RLASTICS, INC.

Edward M. Arons

Reg. No. 44,511

Attorney for Applicants

and Assignee

Fish & Neave IP Group

Ropes & Gray LLP

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New York, New York 10020

Tel.: (212) 596-9000

### ASSIGNMENT

WHEREAS, we, Michael R. Lax and Agjah I. Libohova, residing respectfully at 1303 Ridge Road, Syosset, New York 11791 and 12 Gallo Ct., E. Setauket, New York 11733, have made an invention in:

#### STORAGE CASE LOCKING MEMBER

and have made application for United States Letters
Patent therefor, the same having been filed in the United
States Patent and Trademark Office on August 29, 2005 as
Application No. 11/214,656; and

WHEREAS, AUTRONIC PLASTICS, INC., a corporation organized and existing under the laws of New York and having an office and place of business at 29 New York Avenue, Westbury, New York 11590, is desirous of acquiring the entire interest in said invention, said United States patent application and in any Letters Patent which may issue thereon;

NOW, THEREFORE, be it known that for and in consideration of the sum of One Dollar (\$1.00) to each of us paid, and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, we do hereby sell, assign and transfer unto the said AUTRONIC PLASTICS, INC., its successors, assigns and legal representatives, all right, title and interest in and to said invention and any improvements thereon for all countries of the world, and in and to said United States patent application, including any continuations and divisions thereof, and any substitute applications therefor, and any patents which may issue thereon, and any reissues of the same, and including the right to

claim priority under the International Convention based on said patent application; and all right, title and interest in and to every patent application filed or to be filed on said invention in any other country, including renewals, revivals, continuations and divisions thereof, and any substitute applications therefor, and any and all patents which may issue thereon, and any reissues and extensions of the same; and we hereby authorize and request competent authorities to grant and issue any and all patents on said invention to the said AUTRONIC PLASTICS, INC., as the assignee of the entire interest therein; and we further agree to execute upon request of the assignee such additional documents, if any, as are necessary and proper to secure patent protection on said invention throughout all countries of the world, and to otherwise give full effect to and perfect the rights of the assignee under this Assignment.

IN TESTIMONY WHEREOF, we have hereunto signed my name on the date indicated hereinafter.

6 23/06 ;

06-23-06

Date

Michael R, Lax

Agjah I. Libohova